

Filed for intro on 03/27/97
SENATE BILL 1966 By
Crowe

HOUSE BILL 1960
By Patton

AN ACT to amend the Charter of the Town of Jonesborough,
Tennessee, the same being Chapter 135, Acts of 1903
and all acts amendatory thereto.

WHEREAS, the Town of Jonesborough, Tennessee is incorporated by Chapter 135,
Acts of 1903, as amended, of the General Assembly of the State of Tennessee; and

WHEREAS, it now appears that the interests of the Town of Jonesborough will be
served if the charter of the Town of Jonesborough as established by Chapter 135, Acts of 1903,
as amended, is amended.

NOW, THEREFORE BE IT RESOLVED BY THE MAYOR AND BOARD OF ALDERMEN
OF THE TOWN OF JONESBOROUGH, TENNESSEE THAT:

The Honorable ROBERT D. PATTON be and is hereby requested to take the following
Act to the General Assembly of the State of Tennessee, to wit:

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 15 is revised to read as follows:

Sec. 15. All ordinances shall begin, "Be it ordained by the Board of Mayor and
Aldermen of the Town of Jonesborough as follow":

SECTION 2. A new Section 15a is added as follows:

Sec. 15a. (1) Every ordinance shall be read two (2) different days in open
session before its adoption, and not less than one (1) week shall elapse between first
and second readings. As used in this section, "read" means the reading of the caption of

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the ordinance. Copies of such ordinance shall be available during regular business hours at the office of the Town Recorder and during sessions in which the ordinance has its first and second readings.

(2) No ordinance shall be amended except by a new ordinance.

SECTION 3. A new Section 15c is added as follows:

Sec. 15c. That there shall be prepared and published within twelve (12) months after said first Board of Mayor and Alderman shall qualify and be inducted into office, a digest of all the ordinances, laws and resolutions having a regulatory effect or of general application which are to be continued in force and a like digest in every five (5) years thereafter, if deemed necessary by the Board of Mayor and Aldermen.

SECTION 4. A new section 18a is added as follows:

Sec. 18a. The Board of Mayor and Aldermen may, subject to any limitation in this charter, adopt rules governing its proceedings, including rules for the punishment of its own members and for the removal of spectators, for conduct detrimental to the good order of the proceedings. It shall have power to subpoena witnesses, to order the production of books and papers relating to any subject within its jurisdiction, and to call upon its own officer or chief of police to execute its process. The presiding officer may administer oaths to witnesses.

SECTION 5. A new section 4b is added as follows:

Sec.4b. (1) The Board of Mayor and Aldermen shall appoint a town attorney, together with such assistant town attorneys as the board shall determine are required.

The town attorney shall:

(A) Direct the management of all litigation in which the town is a party, including the functions of prosecuting attorney in the town courts;

(B) Represent the town in all legal matters and proceedings in which the town is a party or interested, or in which any of its officers are officially interested;

(C) Attend any meetings of the Board of Mayor and Aldermen when required by the Board;

(D) Advise the board and committees or members thereof, the town administrator, and the heads of all departments and divisions, as to all legal questions affecting the town's interest; and

(E) Approve as to form all contracts, deeds, bonds, ordinances, resolutions and other documents to be signed in the name of or made by or with the town.

(2) The town attorney shall receive a rate of compensation to be fixed by the Board.

SECTION 6. If any Section or part of a Section of this Act shall be finally adjudged by a court of competent jurisdiction to be invalid or unconstitutional, the same shall not be held to invalidate or impair the validity, force or effect of any other part of a Section of this Act, unless it clearly appears that such other Section or part of a Section is wholly or necessarily so held unconstitutional or invalid.

SECTION 7. This Act shall become effective when it has been approved by the Board of Mayor and Alderman for the Town of Jonesborough by a vote of not less than two-thirds (2/3) of the entire membership of the Board within one hundred twenty (120) days of its signing by the Governor of the State of Tennessee. the approval or nonapproval of the Act by the Board of Mayor and Aldermen shall be certified by the Mayor of the Town of Jonesborough to the secretary of state.